

FILED

APR 10 2012

CLERK, U.S. DISTRICT COURT
DISTRICT OF NEVADA

BY _____ DEPUTY

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARK LAWTON,

Defendant.

2:11-CR-353-PMP (RJJ)

PRELIMINARY ORDER OF FORFEITURE

This Court finds that on April 10, 2012, defendant MARK LAWTON pled guilty to Count Four of a Five-Count Criminal Indictment charging him in Count Four with Receipt of Child Pornography, in violation of Title 18, United States Code, Section 2252A(a)(2).

This Court finds defendant MARK LAWTON agreed to the forfeiture of the property set forth in Forfeiture Allegation of the Criminal Indictment and the Bill of Particulars and agreed to the in Plea Memorandum. Docket #1.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), that the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Criminal Indictment, the Bill of Particulars, and the Plea Memorandum, and the offense to which defendant MARK LAWTON pled guilty.

The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section 2253(a)(1) and (a)(3):

...

- 1 a) any book, magazine, periodical, film, videotape, or other matter which contains
- 2 any such visual depiction, which was produced, transported, mailed, shipped,
- 3 or received; computer images, including movie and still image files, depicting
- 4 a minor engaging in sexually explicit conduct and the diskettes and hard drives
- 5 on which they are maintained;
- 6 b) a generic computer containing 3 hard drives; and
- 7 c) 9 floppy disks ("property").

8 This Court finds the United States of America is now entitled to, and should, reduce the
9 aforementioned property to the possession of the United States of America.

10 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
11 United States of America should seize the aforementioned property.

12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
13 MARK LAWTON in the aforementioned property is forfeited and is vested in the United States of
14 America and shall be safely held by the United States of America until further order of the Court.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
16 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
17 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state
18 the time under the applicable statute when a petition contesting the forfeiture must be filed, and state
19 the name and contact information for the government attorney to be served with the petition,
20 pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
22 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
24 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
25 following address at the time of filing:

26 ...

1 Michael A. Humphreys
Assistant United States Attorney
2 Daniel D. Hollingsworth
Assistant United States Attorney
3 Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
4 Las Vegas, Nevada 89101.

5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
6 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
7 following publication of notice of seizure and intent to administratively forfeit the above-described
8 property.

9 DATED this 10th day of April, 2012.

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12 UNITED STATES DISTRICT JUDGE
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